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9 UNITED STATES DISTRICT COURT  
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NORTHERN DISTRICT OF CALIFORNIA  
11

SAN FRANCISCO DIVISION  
12

13 MESA/BOOGIE, LTD. ) Case No. C 05-04523-JL  
14 Plaintiffs, )  
15 v. ) **STIPULATION AND [PROPOSED]**  
16 ) **ORDER CONTINUING CASE**  
17 BEHRINGER USA, INC. and ) **SCHEDULE AND CASE MANAGEMENT**  
18 BEHRINGER HOLDINGS (PTE) LTD. ) **CONFERENCE**  
19 Defendants. ) Date: March 15, 2006  
20 ) Time: 10:30 a.m.  
21 ) Crtm: F  
22 ) Judge: Honorable James Larson  
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27 )  
28 )

WHEREAS plaintiff Mesa/Boogie, Ltd. (hereinafter "Plaintiff") filed its  
Complaint against Behringer USA, Inc. and Behringer Holdings (PTE) Ltd. (hereafter  
"Defendants") on November 4, 2005;

WHEREAS the Court has set February 22, 2006 as the last day to meet and confer  
re initial disclosures, early settlement, ADR process selection and discovery plan and as the last  
day to file Joint ADR Certification with Stipulation to ADR process or Notice of Need for ADR  
Phone Conference;

1           WHEREAS the Court has set March 8, 2006 as the last day to complete initial  
2 disclosures or state objection in Rule 26(f) Report, file/serve Case Management Statement, and  
3 file/serve Rule 26(f) report;

4           WHEREAS the Court has set a Case Management Conference for March 15,  
5 2006;

6           WHEREAS Plaintiff and Defendants met in person on or about January 22, 2006  
7 and continue to discuss settlement of this action;

8           WHEREAS Plaintiff has withheld service of the Complaint on Defendants to  
9 facilitate settlement; and

10          WHEREAS continuance of the Case Schedule and Case Management Conference  
11 will conserve judicial resources and facilitate settlement and dismissal of this action;

12          NOW, THEREFORE, Plaintiff, by and through counsel, hereby respectfully  
13 requests that the Court order the Case Schedule currently set in this matter continued by 90 days  
14 such that:

15           1.       The last day to meet and confer re initial disclosures, early settlement,  
16 ADR process selection and discovery plan and the last day to file Joint ADR Certification with  
17 Stipulation to ADR process or Notice of Need for ADR Phone Conference shall be May 24,  
18 2006;

19           2.       The last day to complete initial disclosures or state objection in Rule 26(f)  
20 Report, file/serve Case Management Statement, and file/serve Rule 26(f) Report shall be June 7,  
21 2006; and

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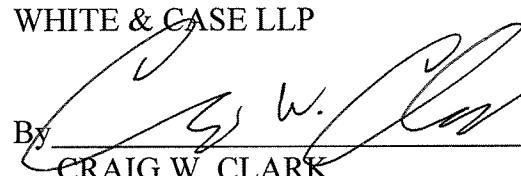
28          ///

1           3. The Case Management Conference currently set for March 15, 2006 in this  
2 matter shall be continued by 90 days until June 14, 2006 at ~~9:30 a.m.~~ 10:30 a.m.  
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5 Dated: February 17, 2006

Respectfully submitted,

6           WHITE & CASE LLP

7           BY   
8 CRAIG W. CLARK

9 Attorneys for MESA BOOGIE, LTD.

10 PURSUANT TO STIPULATION, IT IS SO ORDERED

11  
12 DATED February 22, 2006

